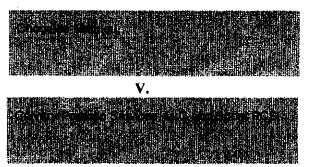
1 2 3 4 5 6	Joshua B. Swigart, Esq. (SBN: 225557) josh@westcoastlitigation.com Robert L. Hyde, Esq. (SBN: 227183) bob@westcoastlitigation.com HYDE & SWIGART 411 Camino Del Rio South, Suite 301 San Diego, CA 92108-3551 Telephone: (619) 233-7770 Facsimile: (619) 297-1022 Attorneys for Plaintiff Chocalee Mathieu	
7		DISTRICT COURT
8	NORTHERN DISTR	ICT OF CALIFORNIA
9	CHOCALEE MATHIEU,	Case No.: C 07 5479 MJJ
10	Plaintiff,	PROOF OF SUMMONS
12		
13	V.	
14	CALVARY PORTFOLIO SERVICES, LLC AND SPRINT PCS,	
15	Defendant.	
16	Defendant.	
17		
18		
19		
20	·	
21		
22 23		
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United States District Court



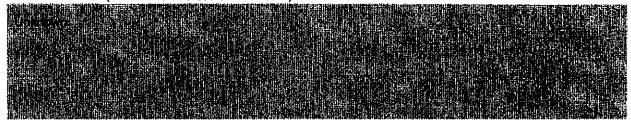


SUMMONS IN A CIVIL CASE

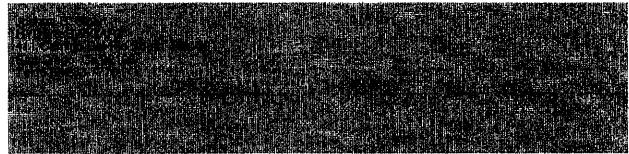
CASE NUMBER: $C 07 \overline{5479}$

MJJ

TO: (Name and address of defendant)



YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)



an answer to the complaint which is herewith served upon you, within the days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking

CLERK

(BY) DEPU)

ANNA SPAINKLES

Case 3:07-cv-05479-MJJ Document 3 Filed 11/30/2007 Page 3 of 5

JOSHUA B. SWIGART, ESQ. (SBN 225557) **HYDE &, SWIGART**

411 CAMINO DEL RIO SOUTH, SUITE 301

SAN DIEGO CA 92108

619-233-7770

Ref. No.

: 0303181-01

Attorney for : PLAINTIFF

Atty. File No. : C 07-05479 MJJ

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA JUDICIAL DISTRICT

PLAINTIFF

: CHOCALEE MATHIEU

Case No.: 07-05479 MJJ

DEFENDANT

: CALVARY PORTFOLIO SERVICES, et. al.

PROOF OF SERVICE

At the time of service I was at least 18 years of age and not a party to this action. 1.

2. I served copies of the SUMMONS IN A CIVIL CASE; COMPLAINT; SEE ATTACHED LIST FOR **DOCUMENTS**

a. Party served : 3.

CALVARY PORTFOLIO SERVICES, LLC

b. Person served :

CRYSTAL SMITH, AUTHORIZED AGENT

(CAUC/F/30-40YRS/5'4"-8"/131-160LBS/BLK)

Address where the party was served 7 SKYLINE DRIVE 4.

> HAWTHORNE, NY 10532 (Business)

I served the party 5.

> a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on November 14, 2007 (2) at: 04:18 PM

6. The "Notice to the person served" (on the summons) was completed as follows:

c. on behalf of:

CALVARY PORTFOLIO SERVICES, LLC

under [xx] Other

Limited Liability Company

7. Person who served papers

a. ROBERT CRANDALL

b. KNOX ATTORNEY SERVICE, INC. 2250 Fourth Avenue San Diego, California 92101

c. 619-233-9700

d. Fee for service: \$149.50

e. Lam:

(3) a registered California process server

(i) an independent contractor

(ii) Registration No.: 152

(iii) County: San Diego

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. 8.

Date: November 28, 2007

Signature:

SEE ATTACHED NOTARIZED AFFIDAVIT

ROBERT CRANDALL

Filed 11/30/2007

Page 4 of 5

Court Date: _

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N	DEX	#	:	 C	07	547

INDEX #:	с	07	547
Date Filed:			

UNITED STATES DISTRICT COURT

COUNTY OF

DISTRICT: NORTHERN DISTRICT OF CALIFORNIA Attorneys: MANNY ROSITAS KNOX ATTORNEY SERVICE PH: 619-685-4210

Address: 2250 FOURTH AVENUE SAN DIEGO CA 92101 File No.:

Plaintiff(s)/Petitioner(s)

CALVARY PORTFOLIO SERVICES LLC, ET ANO

CHOCALEE MATHIEU

STATE OF	NEW YORK, COUNTY OF N	IEW YORK, SS.:			A	FFIDAVIT	OF SERVICE
	Robert Crandall	,	deposes a	nd savs: De			
of age and re	esides in New York State. On _					party noroin,	10 Over 10 years
at		VE, 3RD FLR, HAWTHO				٠	_4
D1		NS,CIVIL COVER SHE			* 1	, aepone	nt served the within
		TO TO THE TOTAL TOTAL		<u> Danti i Oi</u>	IN DAMAGEO	··-	
on:	CALVARY PORT	FOLIO SERVICES LL	.c		,De	fendant	therein named
#1 INDIVIDUAL	By delivering a true copy of each therein.	to said recipient personal	lly; depone	nt knew the p	erson served to b	e the person d	escribed as said pers
LLC X	By delivering thereat a true copy to be theAGENT AL	of each to CR)	/STAL "SM _of the LLC	IITH" C, and authori	personally, de	eponent knew t	he person so served
#3 SUITABLE AGE PERSON		to			a pei	son of suitable	age and discretion
#4 AFFIXING TO DOOR	By affixing a true copy of each to (place of abode) within the state.	the door of said premises	s, which is r	ecipient's:[] actual place of I	ousiness []	dwelling house
	Deponent was unable, with due don the day on the day on the day Address confirmed by	of of of		a	it it it		thereat
#5MAIL COPY	On	aaressea envelope mark	ea Person	at and Contid	lential" in an offici	al depository u	nder the exclusive ca
(X)		r other person served, or n: <u>White</u> Colo Other Features:	spoken to or of hair:	on behalf of th Black	he Defendant is a Age: <u>30 - 40</u>	s follows: Yrs. He	ight: <u>5' 4" - 5' 8"</u>
#7 WIT. FEES	the authorized witness fee and / o	or traveling expenses wer	e paid (ten	dered) to the	recipient.		
MILITARYSRVC	Deponent asked person spoken to of New York and was informed the	o whether the recipient w at recipient was not. Rec	as presenti ipient wore	y in military s ordinary civili	ervice of the Unite	ed States Gove o military unifor	ernment or of the Stat m.
	The language required by NYCR	R 2900.2 (e), (f) & (h) was	s set forth o	n the fact of	said summons (es	s).	
#10 OTHER							
Sworn '	to before me on <u>Novem</u>	be 15, 2007			1	_	

WENDY RESPICK
NOTARY PUBLIC, State of New York
No.01RE5067464, Westchester County
Commission Expires Oct.15, 2010

Robert Crandali

Server's Lic # 0955171

Invoice/Work Order # 07029984

DOCUMENTS TO BE SERVED

SUMMONS IN A CIVIL CASE; COMPLAINT; CIVIL CASE COVER SHEET; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER; STANDING ORDER FOR CASES INVOLVING SEALED OR CONFIDENTIAL DOCUMENTS; CONTENTS OF JOINT CASE MANAGEMENT STATEMENT; ECF REGISTRATION INFORMATION HANDOUT; U.S. DISTRICT COURT, SAN FRANCISCO; DROP BOX FILING PROCEDURES; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; NOTICE OF LAWSUIT AND REQUEST FOR WAIVER OF SERVICE OF SUMMONS